

Message Text

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PAGE 01 STATE 165488
ORIGIN L-03

INFO OCT-01 NEA-10 ISO-00 XMB-04 EB-07 SS-15 SP-02
CIAE-00 INR-07 NSAE-00 NSC-05 COME-00 INRE-00
SSO-00 NSCE-00 /054 R

DRAFTED BY L/C:TTFHUANG:MB
APPROVED BY L/C:TTFHUANG
NEA/ARN:WNHOWELL

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FM SECSTATE WASHDC
TO AMEMBASSY DAMASCUS IMMEDIATE

UNCLAS STATE 165488

E.O. 11652: N/A

TAGS: EFIN, CPRS, US, SY

SUBJECT: EXIM BANK CLAIM AGAINST BANKRUPTCY OF
GEORGE R. BOUSTANY

REFS: DAMASCUS 4369 AND STATE 163173

TEXT AND CITATIONS OF STATUTES OF THE NEW YORK STATUTES OF
LIMITATIONS REQUESTED BY EMBASSY ARE AS FOLLOWS:

MCKINNY'S UNIFORM COMMERCIAL CODE.

SEC. 3-122. ACCRUAL OF CAUSE OF ACTION.

(1) A CAUSE OF ACTION AGAINST A MAKER OR AN ACCEPTOR
ACCRUES

(A) IN THE CASE OF A TIME INSTRUMENT ON THE DAY AFTER
MATURITY;
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(B) IN THE CASE OF A DEMAND INSTRUMENT UPON ITS DATE OR
IF NO DATE IS STATED, ON THE DATE OF ISSUE.

(2) A CAUSE OF ACTION AGAINST THE OBLIGOR OF A DEMAND OR
TIME CERTIFICATE OF DEPOSIT ACCRUES UPON DEMAND, BUT
DEMAND ON A TIME CERTIFICATE MAY NOT BE MADE UNTIL ON OR

AFTER THE DATE OF MATURITY.

(3) A CAUSE OF ACTION AGAINST A DRAWER OF A DRAFT OR AN INDORSER OF ANY INSTRUMENT ACCRUES UPON DEMAND FOLLOWING DISHONOR OF THE INSTRUMENT. NOTICE OF DISHONOR IS A DEMAND.

MCKINNEY'S CONSOLIDATED LAWS OF NEW YORK, BOOK 7 B, CIVIL PRACTICE LAW AND RULES.

SECTION 213. ACTIONS TO BE COMMENCED WITHIN SIX YEARS.

THE FOLLOWING ACTIONS MUST BE COMMENCED WITHIN SIX YEARS:

2. AN ACTION UPON A CONTRACTUAL OBLIGATION OR LIABILITY, EXPRESS OR IMPLIED...

SECTION 203. METHOD OF COMPUTING PERIODS OF LIMITATION GENERALLY.

(A) ACCRUAL OF CAUSE OF ACTION AND INTERPOSITION OF CLAIM. THE TIME WITHIN WHICH AN ACTION MUST BE COMMENCED, EXCEPT AS OTHERWISE EXPRESSLY PRESCRIBED, SHALL BE COMPUTED FROM THE TIME THE CAUSE OF ACTION ACCRUED TO THE TIME THE CLAIM IS INTERPOSED.

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SECTION 207. DEFENDANT'S ABSENCE FROM STATE.

IF, WHEN A CAUSE OF ACTION ACCRUES AGAINST A PERSON, HE IS WITHOUT THE STATE, THE TIME WITHIN WHICH THE ACTION MUST BE COMMENCED SHALL BE COMPUTED FROM THE TIME HE COMES INTO OR RETURNS TO THE STATE. VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DEBTS, BANKRUPTCIES
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Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
Document Unique ID: 00
Drafter: TTFHUANG:MB
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770252-1022
Format: TEL
From: STATE
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Litigation History:
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Office: ORIGIN L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 77 DAMASCUS 4369, 77 STATE 163173
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Review Content Flags:
Review Date: 06-Jan-2005 12:00:00 am
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SAS ID: 1845476
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Status: NATIVE
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TAGS: EFIN, CPRS, US, SY, EXIM BANK, (BOUSTANY, GEORGE R)
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Type: TE
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